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Mailed by Ellie Pingree Date: 1-11-02  
Ellie Pingree

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit 1642 : PATENT APPLICATION  
In re application of :  
Yih-Tai Chen, et al. : A Synthetic DNA Encoding an Orange  
Serial No. 09/977,897 : Seapen-Derived Green Fluorescent Protein  
Confirmation No. 3475 : With Codon Preference of Mammalian  
Filed October 15, 2001 : Expression Systems and Biosensors

LETTER

Pittsburgh, Pennsylvania 15219

January 11, 2002

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application dated November 16 2001, enclosed is a duly executed Declaration and Power of Attorney for the above-captioned application. Also enclosed herewith is our check in the amount of \$65.00 to cover the required fee along with Part 2-copy of the Notice to File Missing Parts.

09977897.011102

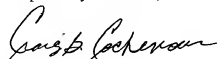
Applicants state for the record that the content of the sequence listing information recorded in computer readable form as filed on October 15, 2001 is identical to the written paper sequence listing as filed on October 15, 2001, and includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

Applicants enclose a replacement set of Figures 1-18 having appropriate margins. Please replace Figures 1-18 of this application as originally filed on October 15, 2001 with the enclosed replacement Figures 1-18. No new matter has been added to replacement Figures 1-18.

Please charge against or credit to any underpayment or overpayment of any fees, respectively, associated with this communication to Deposit Account No. 02-4553. A duplicate copy of this letter is enclosed.

Entry of the Declaration and Power of Attorney and replacement Figures 1-18 are respectfully requested.

Respectfully submitted,



Craig G. Cochenour  
Registration No. 33,666  
Attorney for Applicants  
BUCHANAN INGERSOLL, P.C.  
One Oxford Centre  
20th Floor  
301 Grant Street  
Pittsburgh, Pennsylvania 15219  
(412) 562-3978

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01-14-02

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+CERTIFICATE OF MAILING BY "EXPRESS MAIL" UNDER  
37 CFR 1.10 - SEPARATE PAPERATTORNEY'S DOCKET NO.  
(011344)

IN RE PATENT APPLICATION OF:

Yih-Tai Chen, et al.

PATENT APPLICATION NUMBER

09/977,897

FILING DATE

October 15, 2001

FOR

A Synthetic DNA Encoding an Orange Seapen-Derived Green Fluorescent  
Protein With Codon Preference of Mammalian Expression Systems and  
Biosensors

GRP. ART UNIT

1642

EXAMINER

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Date of Deposit: January 11, 2002

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Ellie Pingree

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Ellie Pingree

(Signature of person mailing paper or fee)

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UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/977,897	10/15/2001	Yih-Tai Chen	011344

CONFIRMATION NO. 3475

## FORMALITIES LETTER



\*OC00000007083518\*

 Buchanan Ingersoll, P.C.  
 One Oxford Centre, 20th Floor  
 301 Grant Street  
 Pittsburgh, PA 15219

Date Mailed: 11/16/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/17/2002 HROCH81 00000061 09977897

FILED UNDER 37 CFR 1.53(b)

04FC:205

65.00 0P

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).

 DOCKETED ON COMPUTER  
*Angie Bryant*


09977897, 011102

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

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*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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